

MICHAEL J. KENNEDY

Law Offices of Michael Jerome Kennedy, PLLC

Nevada State Bar #10103; California State Bar #193901

333 Flint Street, Reno NV 89501

775-221-7100 (office); 775-233-0914 (mobile)

Email: michael@mjkennedylaw.com

LYNN E. PANAGAKOS 7696

841 Bishop Street, Suite 2201

Honolulu, Hawai'i 96813

Telephone: (808) 542-9943

E-mail: lynnpanagakos@yahoo.com

Attorneys for Michael J. Miske, Jr. (01)

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL J. MISKE, JR. (01),

Defendant.

CR. NO. 19-00099-DKW-KJM

**DEFENDANT MICHAEL J. MISKE,
JR.'S TWENTY-THIRD
SUPPLEMENTAL EXHIBIT LIST;
CERTIFICATE OF SERVICE**

DEFENDANT'S TWENTY-THIRD SUPPLEMENTAL EXHIBIT LIST

Mr. Miske respectfully submits his twenty-third supplemental exhibit list.¹

DATED: March 11, 2024.

/s/ Michael J. Kennedy

MICHAEL J. KENNEDY

/s/ Lynn E. Panagakos

LYNN E. PANAGAKOS

Counsel for Defendant

MICHAEL J. MISKE, JR (01)

¹ Mr. Miske reserves the right to add to, delete from, or otherwise modify this list during the course of trial. See ECF No. 1272, PageID.11971, n.1.

**UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII**

UNITED STATES OF AMERICA**TWENTY-THIRD SUPPLEMENTAL****v.****EXHIBIT LIST****MICHAEL J. MISKE JR. et al.****CR. NO. 19-00099 DKW**

Presiding Judge: Hon. Derrick K. Watson	Plaintiff's Attorneys: Mark A. Inciong Michael D. Nammar W. KeAupuni Akina	Defense Attorneys: Lynn Panagakos Michael Kennedy
Trial Date: January 8, 2024	Court Reporter: Gloria Bediamol	Courtroom Deputy: Tammy Kimura

Exhibit No.	Marked	ID Only	Admitted	Description
9429-002				Univar Invoice, 1/05/11
9429-003				Univar Invoice, 1/12/11
9429-004				Univar Invoice, 1/24/11
9429-005				Univar Invoice, 2/03/11
9429-006				Univar Invoice, 2/08/11
9429-007				Univar Invoice, 2/16/11
9429-008				Univar Invoice, 2/22/11
9429-009				Univar Invoice, 3/02/11
9429-010				Univar Invoice, 3/07/11
9429-011				Univar Invoice, 3/14/11

Exhibit No.	Marked	ID Only	Admitted	Description
9429-012				Univar Invoice, 3/22/11
9429-013				Univar Invoice, 3/28/11
9429-014				Univar Invoice, 4/01/11
9429-015				Univar Invoice, 4/01/11
9429-016				Univar Invoice, 4/08/11
9429-017				Univar Invoice, 4/15/11
9429-018				Univar Invoice, 4/21/11
9429-019				Univar Invoice, 4/26/11
9429-020				Univar Invoice, 5/02/11
9429-021				Univar Invoice, 5/16/11
9429-022				Univar Invoice, 5/23/11
9429-023				Univar Invoice, 6/01/11
9429-024				Univar Invoice, 6/08/11
9429-025				Univar Invoice, 6/15/11
9429-026				Univar Invoice, 6/23/11
9429-027				Univar Invoice, 6/23/11
9429-028				Univar Invoice, 6/30/11
9429-029				Univar Invoice, 7/11/11
9429-030				Univar Invoice, 7/18/11
9429-031				Univar Invoice, 7/27/11

Exhibit No.	Marked	ID Only	Admitted	Description
9429-032				Univar Invoice, 8/05/11
9429-033				Univar Invoice, 8/15/11
9429-034				Univar Invoice, 8/19/11
9429-035				Univar Invoice, 8/29/11
9429-036				Univar Invoice, 9/07/11
9429-037				Univar Invoice, 9/15/11
9429-038				Univar Invoice, 9/22/11
9429-039				Univar Invoice, 9/29/11
9429-040				Univar Invoice, 10/07/11
9429-041				Univar Invoice, 10/18/11
9429-042				Univar Invoice, 10/26/11
9429-043				Univar Invoice, 11/10/11
9429-044				Univar Invoice, 11/17/11
9429-045				Univar Invoice, 12/02/11
9429-046				Univar Invoice, 12/12/11
9429-047				Univar Invoice, 12/21/11
9429-048				Univar Invoice, 2/02/12
9429-049				Reserved.
9429-050				Univar Invoice, 1/04/13
9429-051				Univar Invoice, 1/17/13

Exhibit No.	Marked	ID Only	Admitted	Description
9429-052				Univar Invoice, 1/30/13
9429-053				Univar Invoice, 6/06/14
9429-054				Univar Invoice, 9/11/15
9429-055				Keola Lai Authorized Personnel List; 00143541
9429-056				Photograph of Chloropicrin pallet at Keola Lai
9429-057				Photograph of Hugh Manalo, Jason Smith, Alfredo Cabel at Keola Lai
9429-058				Photograph of Chloropicrin box and pan from Keola Lai
9429-059				Photograph of Chloropicrin box from Keola Lai
9429-060				Photograph of Alfredo Cabel at Keola Lai
9429-061				Photograph of team meeting at Keola Lai, Glenn Sahara pictured
9429-062				Department of Agriculture, Notice of Pesticide Use/Misuse Inspection; 00001732
9429-063				Nordic Subcontract Revision #002 re Keola Lai; 00337158
9429-064				Check to Dorvin D. Leis Co., Inc.; 00278446
9429-065				Vikane Gas Fumigant Caretakers Program Attendee & Clearance Device Form; 00020395
9429-066				List of Properties; 00215048
9429-067				Photograph of 1008 Koko Kai Place
9429-068				Photograph of 1008 Koko Kai Place

Exhibit No.	Marked	ID Only	Admitted	Description
9429-069				Photograph of 1008 Koko Kai Place
9429-070				Photograph of 1008 Koko Kai Place
9429-071				Fumigation warning sign and clamshell on door; 00348765
9429-072				Photograph of Chloropicrin Pan; 00348769
9429-073				Photograph of warning sign and clamshell on door; 00348773
9429-074				Photograph of warning signs, clamshells, Spectros device; 00348793
9429-075				Photograph of Spectros device; 00348799
9429-076				Photograph of Alfredo Cabael Drivers License and Applicators License; 00020396
9429-077				Photograph of Alfredo Cabael Certification for Commercial Applicators of Restricted Pesticides
9429-078				Yelp photographs of Waikele Storage, 2017
9429-079				Video File – Lumahai Construction
9429-080				Video File – Lumahai Construction
9429-081				Video File – Lumahai Construction
9429-082				Video File – Lumahai Construction
9429-083				Video File – Lumahai Construction
9429-084				Video File – Lumahai Construction
9429-085				Video File – Lumahai Construction

Exhibit No.	Marked	ID Only	Admitted	Description
9429-086				Video File – The Rachel dry dock
9429-087				Video File – The Rachel
9429-088				Video File – Construction of The Standard
9429-089				Video File – Construction of The Standard
9429-090				Photograph of Lumahai construction
9429-091				Photograph of The Standard construction
9429-092				Photograph of The Standard construction
9429-093				Waikale Self Storage, map of grounds
9429-094				8/11/12 Email from Andi Kaneakua to Tricia Castro re Counterfeit Checks; 00238225
9429-095				Respirator Fit Test and Training Certificate re Alfredo Cabael; 00001785
9429-096				FD-302 re 3/02/24 Interview with Alfredo Cabael
9429-097				IRS Memorandum of Interview re 3/11/24 Interview with Alfredo Cabael
9429-098				Fumigation of Keola Lai, Report by Roman Dycus; 00143534
9429-099				Photographs of Chloropicrin and Air Filters at Keola Lai

CERTIFICATE OF SERVICE

I, Lynn E. Panagakos, hereby certify that a true and correct copy of this document this filing has been duly served on all counsel of record through the court's electronic filing system.

DATED: Honolulu, Hawai'i, March 11, 2024.

/s/ Lynn E. Panagakos
LYNN E. PANAGAKOS